

ORDINANCE NO.: A05-5

**AN ORDINANCE TO AMEND CHAPTER 190 OF THE CODE
OF THE TOWN OF BRIDGEVILLE, DELAWARE
BY REDUCING THE PERMISSIBLE DISCHARGE OF
GREASES AND OILS INTO THE SEWER SYSTEM AND BY
REQUIRING FOOD SERVICE FACILITIES TO PROVIDE FOR THE
REMOVAL OF GREASES AND OILS INTO THE SEWER SYSTEM**

**NOW, THEREFORE, THE COMMISSIONERS OF BRIDGEVILLE
HEREBY ORDAIN:**

Section 1. Amend Chapter 190-7(D) of the Code of Bridgeville by adding the following language, indicated by *italics*, and removing certain language, indicated by striking through:

- D. Any liquid containing fats, wax, grease, or oils of mineral or petroleum origin whether emulsified or not ~~in excess of one hundred (100) milligrams per liter (mg/l)~~ or *any liquid containing fats, wax, grease, or oils* of animal or vegetable origin in excess of ~~three one hundred (300)~~ milligrams per liter (mg/l); or *any liquid* containing substances which may solidify or become viscous at temperatures below one hundred fifty degrees Fahrenheit (150° F.) or sixty-five degrees Celsius (65° C).

Section 2. Replace § 190-3 in its entirety so as to combine the § 190-4 and § 190-3 to read as follows:

§ 190-3. Illegal Structures and Required Compliance.

It shall be unlawful to construct or maintain any privy, privy vault, septic tank, cesspool or other facility intended or used for the disposal of sewage, except as hereinafter provided. The owners of all houses, buildings, and properties used for human occupation, recreation, employment or other purposes situated within the Town of Bridgeville are hereby required at their expense to install suitable toilet facilities therein and to connect such facilities directly with the property public sewer in accordance with the provisions of this Article within ninety (90) days after the date of official notice to do so.

Section 3. Replace the existing § 190-4 in its entirety and replace it with the following language:

§ 190-4. Food Service Facilities.

All facilities and businesses within the Town of Bridgeville that prepare or serve foods using grills, fryers, or other sources of fats, oils, and grease (hereinafter, "food service facilities"), shall provide for control or and removal of fats, oils, and grease in accordance with these regulations within one year of enactment of this ordinance.

- A. All food service facilities shall install a grease trap tank meeting the requirements of this ordinance and the Delaware Plumbing Code, as amended. Tanks shall be a minimum of 1,000 gallons, be constructed of at least two compartments, and be constructed with at least two hatches for inspection, cleaning, and maintenance. The contents of these tanks shall be removed and disposed of offsite no less than once every three months by a sewage hauler licensed and permitted to do business in the State of Delaware. The grease trap tank shall be repaired if it is functioning improperly.
- B. All food service facilities with a grease trap shall obtain an annual permit from the Town of Bridgeville. Permits shall be issued to the property owner and the tenant, if any. The annual fee for the permit shall be one hundred dollars (\$100.00). New applications for a permit and renewals of permits must be submitted at least thirty (30) days prior to the issuance of a new permit. The holder of a permit must post the permit in a conspicuous location on the premises containing the grease trap. The permit holder must also maintain receipts from the sewage hauler for a period of two years, and shall make these receipts available for inspection by the Town or its authorized agents.
- C. Food service facilities shall, to the extent possible, recycle used, excess, or indelible fats, oils, or grease from fryers or other cooking equipment. All such fats, oils, and grease intended for recycling shall be removed and hauled by a person or firm licensed in the State of Delaware.
- D. The use of grease enzymes, emulsifiers, and similar products intended to keep grease in suspension are prohibited unless approved by the Commissioners of the Town of Bridgeville for special circumstances in which it is impossible to install either a grease trap or other interceptor device.
- E. Grease traps and other grease interceptors shall be designed, installed, and maintained in accordance with good engineering and housekeeping practices, and shall not create a public health nuisance or health threat.

- F. All food service facilities that discharge into the public sewer system shall allow access and inspection by the Town or its authorized agents at reasonable times as may be required for the Town to determine compliance with this ordinance. If any part of the grease trap is found to be functioning improperly at the time of any such inspection, the Town may require clean-out within a reasonable period of time.
- G. All food service facilities located outside the Town limits of Bridgeville that discharge in the Town sewage system shall be subject to the provisions of this ordinance.
- H. If a food service facility in operation at the time of enactment of this ordinance cannot physically install an exterior grease trap tank without undue hardship, the Commissioners may allow smaller interior grease traps to be installed. The contents of those traps shall be removed when necessary, but in no less than once a week. All inspection, permit, and compliance recordkeeping provisions of this ordinance apply to interior traps. If it ever becomes possible to install an exterior tank, the food service facility shall install an exterior grease trap in accordance with this ordinance.
- I. A not-for-profit food service facility that operates only occasionally and intermittently may request an exemption from these requirements upon application to the Commissioners. Upon such application, the Commissioners must determine whether or not the public sewer will be adversely affected by an exemption. If Commissioners find that the public sewer system will not be adversely affected, the Commissioners may issue an exemption. If Commissioners determine at some point after issuance of the exemption, the public sewer system is adversely affected by the discharge, the Commissioners may revoke the exemption.
- J. Any property owner or tenant in violation of the provisions of this ordinance shall be subject to the violations and penalties provisions of § 190-10 in Part I of this Chapter, including disconnection from the sewer system. Upon evidence of a violation of these provisions, the Commissioners may, with twenty-four (24) hours written notice to the property owner or tenant, if any, order disconnection from the sewer system and not allow reconnection until the violation is remedied.

ORDINANCE NO. A05-5

Page 4

March 2005

Section 4. This ordinance shall become effective upon its adoption by a majority of all Commissioners.

COMMISSIONERS OF BRIDGEVILLE

By: Joseph E. Conway
President

Attest: Margaret W. Sipple
Secretary

Date of First Reading: March 22, 2005

Date of Second Reading: April 11, 2005

Adopted: April 11, 2005

Synopsis

This ordinance regulates the discharge of grease, oil, and fats into the public sewer system. These materials can interfere with the operation of the sewer system. Facilities that prepare food contribute the largest amounts of these materials into the sewer system.